



**MICHIGAN**  
**HOUSE OF REPRESENTATIVES**  
P.O. Box 30014  
LANSING, MICHIGAN 48909-7514

**MINUTES OF THE COMMITTEE**  
**ON**  
**COMMUNICATIONS AND TECHNOLOGY**

Tuesday, October 31, 2017                      10:30 a.m.                      Room 307 House Office Building

The House Standing Committee on Communications and Technology was called to order by the Chair.

Chair Hoitenga requested attendance be called to establish a quorum of the appointed committee members:

Members present: Reps. Hoitenga, Griffin, Glenn, Runestad, Sheppard, Tedder, Lower, Phelps, Hertel, Jones, Lasinski.

Members absent/excused: None.

Representative Sheppard moved to approve the minutes from the October 24<sup>th</sup>, 2017 meeting.

There being no objection, the motion was approved by unanimous consent.

Chair Hoitenga laid the following bills before the committee:

- |                    |  |
|--------------------|--|
| HB 5096 (Phelps)   | Drains; other; fee charged to broadband companies for drain work in right-of-way; limit.   |
| HB 5097 (Griffin)  | Counties; boards and commissions; permit fee required for a government entity or telecommunication provider working within a county right-of-way; clarify limits, and clarify bonding and insurance requirements for telecommunication providers working within a county right-of-way. |
| HB 5098 (Hoitenga) | Public utilities; electric utilities; relocation of facilities; require certain notifications and procedures.  |

John LaMacchia, representing the Michigan Municipal League testified in opposition to the bills. Questions and discussion followed.

Roy Townsend, representing the Washtenaw County Road Commission testified in opposition to the bills. Questions and discussions followed.

Ed Noyola, representing the County Road Association of Michigan testified in opposition to the bills. Questions and discussion followed.

Scott Stevenson, representing the Telecommunications Association of Michigan testified in support of the bills. Questions and discussion followed.

Ken Younker, the Kent County Drain Commissioner testified in opposition to House Bill 5098. Questions and discussion followed.

Brian Jonckheere, representing the Michigan Association of County Drain Commissioners testified in opposition to HB 5096 and 5098.

The following people submitted cards, but due to time constraints were unable to speak:

Phil Browne and Nick Lerre, representing the Michigan Department of Transportation, with a neutral position with amendment on HB 5098.

Bob Stewart, representing Frontier Communications, in support of HB 5096 and HB 5097, and with a neutral position with amendment on HB 5098.

Tom Frazier, Representing the Michigan Townships Association, in opposition to HB 5098.

Ben Fineman, representing the Michigan Broadband Cooperation, in opposition to the bills.

John Liskey, representing the Michigan Internet and Telecommunications Alliance, submitted a card in support of the bills but did not wish to speak.

Amy Gumbrecht, representing Wayne County, submitted a card in opposition to HB 5096 and HB 5097 but did not wish to speak.

Mike Watza, representing PROTEC, submitted a card in opposition to HB 5098 but did not wish to speak.

Chris Jones, representing the Michigan Association of Counties, submitted a card in opposition to the bills but did not wish to speak.

Donald Komenjan, representing Holland Charter Township, submitted a card in opposition to HB 5098 but did not wish to speak.

Matt Groen, representing the Michigan Cable Telecommunications Association, submitted a card in support of the bills but did not wish to speak.

Jordyn Sellek, representing the Conference of Western Wayne, submitted a card in opposition to the bills but did not wish to speak.

Tom Frazier, representing the Michigan Townships Association, submitted a card in opposition to HB 5096 and HB 5097 but did not wish to speak.

Jim Weeks, representing the Michigan Municipal Electric Association submitted a card in opposition to HB 5098 as introduced but did not wish to speak.

Jim Miller, representing the City of Grand Rapids submitted a card in opposition to HB 5098 as drafted but did not wish to speak.

Annie Patraude, representing Americans for Prosperity submitted a card in support of HB 5097 and 5098 but did not wish to speak.

Frank Accavitti, representing T-Mobile United States of America submitted a card in support of the bills but did not wish to speak.

There being no further business before the committee, the Chair adjourned the meeting at 12:01p.m.

**Representative Michele Hoitenga, Chair**\_\_\_\_\_

Taylor Thrush, Committee Clerk  
House Communications and Technology Committee  
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